

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 17th DAY OF DECEMBER, 2012 AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	James D. Politis	-Chair
	William H. Brown	-Vice Chair
	Mary W. Biggs	-Supervisors
	Gary D. Creed	
	Matthew R. Gabriele	
	Annette S. Perkins (arrived 7:30 p.m.)	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Brian Hamilton	-Economic Development Director
	Steve Sandy	-Planning Director
	Ruth Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by William H. Brown, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body

1. Old Prices Fork Elementary School Property

- (7) Consultation with Legal Counsel and Briefings from Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1. Old Blacksburg Middle School Property

- (5) Discussion Concerning a Prospective Business or Industry or the Expansion of an Existing Business or Industry Where No Previous Announcement Has Been Made of the Business or Industry's Interest in Locating or Expanding Its Facilities in the Community.

1. Commerce Park

- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Community Services Board
2. Parks & Recreation Commission

The vote on the forgoing motion was as follows:

AYE

Gary D. Creed
William H. Brown
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
James D. Politis

NAY

None

ABSENT

Annette S. Perkins

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	Annette S. Perkins
Mary W. Biggs		
Christopher A. Tuck		
Matthew R. Gabriele		
Gary D. Creed		
James D. Politis		

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

William H. Brown
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
Gary D. Creed
James D. Politis

NAYS

None

ABSENT DURING VOTE

Annette S. Perkins

ABSENT DURING MEETING

Annette S. Perkins

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

DELEGATION

Mountain View Humane

Kelly Cass, Mountain View Humane, updated the Board on the pilot program the County sponsored for spay/neuter services provided at the Waldron-Ricci Clinic. Ms. Cass thanked the Board for providing a \$30,000 subsidy to help fund the spay/neuter program in Montgomery County. Mountain View Humane in the first 5 months of the subsidy program spayed/neutered 1,015 cats. Their goal is to spay/neuter 1,100 cats under this program. With only 2 years of being opened they have spayed/neutered 2,100 dogs and 3,700 cats.

Ms. Cass also stated Mountain View Humane has started a TNR program (trap, neuter, release). A video was shown on how they set up traps and trapped free roaming cats, spayed/neutered them and then released them back where they were trapped. This program has been successful to date. Mountain View Humane will be submitting a budget request in the County's FY 2013 Budget requesting additional funding in order to continue the subsidy program in Montgomery County.

Board members thanked Ms. Cass and Mountain View Humane for all their efforts to help control the cat population in the County.

PUBLIC ADDRESS

Mike Faulkner expressed his condolences to the citizens of Newtown, Connecticut where he has friends and colleagues. He asked that Montgomery County send a letter to Newtown expressing their condolences. Mr. Faulkner also implored the Board of Supervisors to adopt a resolution

denouncing the sale of automatic weapons showing the Nation that Montgomery County will stand up against these types of sales.

Supervisor Politis commented that the Board of Supervisors will be sending a letter of condolences to Newtown, CT.

There being no further speakers, the public address session was closed.

INTO WORK SESSION

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Revenue Recovery – Town of Christiansburg’s Fee for Service -CRS
2. Update on State Budget

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Christopher A. Tuck		
Matthew R. Gabriele		
Gary D. Creed		
William H. Brown		
James D. Politis		

Supervisor Perkins arrived at 7:30 p.m.

Revenue Recovery – Town of Christiansburg’s Fee for Service -CRS

The County Attorney updated the Board on the Christiansburg Town Council proposal for the implementation of an Emergency Medical Services (EMS)Revenue Recovery program. In September 2012, Town representatives made a presentation to the Board explaining that EMS revenue recovery programs obtain reimbursement for emergency medical transport costs. Under an EMS revenue recovery program, people who receive emergency transport would later be billed for those services. If a patient is not transported, there will be no fee for service and no one would ever be denied EMS treatment or transport based on their ability to pay. Medicaid, Medicare and most other insurance policies already cover emergency transport services.

The County Attorney stated that it was determined that the Town needed the County’s authorization to proceed with the program according to the Code of Virginia. The Town submitted a draft resolution seeking authorization from Montgomery County.

Joe Coyle, Captain of the Christiansburg Rescue Squad, also addressed the Board regarding the Town's proposal to implement a revenue recovery program.

Board members discussed the request and expressed the following concerns:

- Has a formal or informal vote been taken by the Christiansburg Rescue Squad members on whether they support a revenue recovery program? Supervisor Tuck requested input from the County's Emergency Service Coordinator on how the rescue squad volunteers feel about billing for services.
- Will implementing a revenue recovery program have a negative impact on health insurance programs? What type of system will be set up to determine if a person can or cannot afford to pay?
- The draft resolution submitted by the Town of Christiansburg only mentions town owned vehicles and does not mention vehicles that are county owned. Will the Town be able to charge a fee if a county owned vehicle is used?
- What are the Town Council's plans for use of the revenue collected?

The County Administrator stated that the resolution will be placed on an upcoming meeting agenda for the Board's discussion and direction. The County Attorney also stated that the Board could hold a public hearing on the request, but is not required. The majority of Board members believes a public hearing should be held to get citizens input on the Town's proposal to start billing Montgomery County residents for ambulance services. A public hearing is to be scheduled for January 14, 2013.

Update on State Budget

Carol Edmonds, Deputy County Administrator, provided an update on the State's 2012-2014 Biennial Budget. Governor McDonnell released his proposed amendments to the biennial budget today. Ms. Edmonds provided a few of the highlights as follows:

- 2% pay increase for all SOQ funded instructional personnel - \$58.8 million
 - SOQ instructional positions represent only about 48% of all the positions within the school division. There are 1,460 total positions with 705 SOQ positions.
 - A 2% increase for all positions would cost an estimated \$1.6 million - \$2 million and the state is providing only an estimated \$600,000. The balance would have to be provided by the locality.
- \$45 million to restore aid to localities reduction

- \$2.1 million to fund salary increases for assistant Commonwealth's attorneys
- \$16.9 million for Water Quality Improvement Fund including
- \$2.3 million for local storm water programs
- \$14.6 million for agricultural best management practices
- \$200 million for water quality bond projects
- \$48.1 million in redirecting a portion of general fund sales tax revenue to transportation
- \$64.4 million for state employee health insurance fund requirements

Ms. Edmonds stated that these are just a few of the amendments and a copy of the Governor's proposed amendments was provided to the Board. She explained that since the proposed amendments were released today, staff has not had time to review the entire report to determine the impact to Montgomery County. Staff will report back to the Board at a later date with what the County can expect in additional funding or budget cuts.

OUT OF WORK SESSION

On a motion by William H. Brown, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the forgoing motion was as follows:

AYE

Christopher A. Tuck
Matthew R. Gabriele
Gary D. Creed
Annette S. Perkins
William H. Brown
Mary W. Biggs
James D. Politis

NAY

None

CONSENT AGENDA

Supervisor Gabriele asked to remove the following item from the Consent Agenda in order to vote as a separate item:

- Parks and Recreation – Transfer from Special Contingences \$147,867

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously, the Consent Agenda dated December 17, 2012 was approved with Item A-3, Parks and Recreation Transfer from Special Contingencies, removed from the Consent Agenda. The vote was as follows:

AYE

Gary D. Creed
Annette S. Perkins
William H. Brown
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
James D. Politis

NAY

None

Appropriations and Transfers:

**A-FY-13-47
ECONOMIC DEVELOPMENT
REIMBURSEMENT APPROPRIATION**

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013, for the function and in the amount as follows:

451209 Transfer to County Capital Projects	\$10,862
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The source of funds for the foregoing appropriation is as follows:

451205 Designated Fund Balance – Capital Reserve	\$10,862
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BE IT FURTHER RESOLVED, The County Capital Projects fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013 for the function and in the amount as follows:

810 Economic Development Capital Projects	\$10,862
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The source of funds for the foregoing appropriation is as follows:

451100 Transfer from General Fund	\$10,862
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Said resolution appropriates funds from the Capital Reserve to County Capital projects to cover the costs of reimbursing the Economic Development Authority (EDA) for expenses associated with the surplus of the former Blacksburg Middle School.

A-FY-13-48
FIRE AND RESCUE
CAPITAL APPROPRIATION

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the County Capital Projects fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013 for the function and in the amount as follows:

123301LM	Long Shop McCoy Fire Department	\$15,000
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
415207	Sale of Surplus
	\$15,000

Said resolution appropriates proceeds from the sale of County surplus for the purpose of purchasing firefighting equipment.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
James D. Politis	

A-FY-13-49
SHERIFF
RECOVERED COSTS

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013, for the function and in the amount as follows:

320	Sheriff County	\$12,096
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

419108	Recovered Costs	\$12,096
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Said resolution appropriates recovered costs for use by the Sheriff's office.

**A-FY-13-50
TREASURER
DMV STOP FEES**

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013 for the function and in the amount as follows:

162	Treasurer's Collections	\$10,057
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

411605	DMV Stop Fee	\$10,001
416010	Warrant-In-Debt Fees	<u>\$ 56</u>
	Total	\$10,057

Said resolution appropriates DMV Stop Fees and Warrant in Debt Fees collected to pay the associated fees to the DMV and Commonwealth of Virginia.

**A-FY-13-51
COUNTY CARRYFORWARD REQUESTS**

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013, for the function and in the amount as follows:

100	Board of Supervisors	\$10,030
110	County Administration	\$44,333
120	County Attorney	\$1,070
140	Information Technology	\$20,000
150	Commissioner of the Revenue	\$7,700
152	Assessment	\$5,670

180	Internal Services	\$174,000
200	Commonwealth Attorney	\$2,000
210	Circuit Court	\$7,810
230	J&DR Court	\$1,386
250	Clerk of Court	\$4,572
310	Sheriff – Comp Board	\$156,048
320	Sheriff – County	\$89,072
400	General Services	\$303,240
540	Social Services	\$102,606
700	Parks and Recreation	\$37,800
710	Regional Library	\$47,396
800	Planning & GIS	\$3,313
810	Economic Development	<u>\$3,000</u>
	Total	\$1,021,046

The sources of the funds for the foregoing appropriation are as follows:

Revenue Account

02 451203	Undesignated Fund Balance	\$972,544
424103	Eligibility Admin Pass Thru	<u>\$48,502</u>
	Total	\$1,021,046

Said resolution appropriates amounts recommended to be carried forward from funds remaining at June 30, 2012 for use in the current year.

R-FY-13-52
RESOLUTION APPROVING THE AMENDMENT TO THE
AGREEMENT WITH VDOT WHEREBY THE COUNTY
RECEIVED AN ADDITIONAL ALLOCATION FROM THE
COMMONWEALTH TRANSPORTATION BOARD FOR THE GRANT TO
CONSTRUCT THE HUCKLEBERRY TRAIL EXPANSION PROJECT

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

WHEREAS, On December 14, 2009, the Board of Supervisors of the County of Montgomery, Virginia authorized the County Administrator to execute an Agreement with VDOT to administer the Grant from VDOT for the expansion of the Huckleberry Trail conditioned upon the Town of Christiansburg agreeing to be responsible for the local match under the Grant and agreeing to construct the Project and perform other duties required by the Grant; and

WHEREAS, The County has been notified that an additional allocation for the Huckleberry Trail Expansion Project (“the Project”) has been allocated by the Commonwealth Transportation Board; and

WHEREAS, The Board of Supervisors hereby authorizes the County Administrator to execute the Amendment to the Agreement with VDOT reflecting the additional allocation of \$150,000 from the Commonwealth Transportation Board for the Project conditioned upon the Town of Christiansburg agreeing to be responsible for any additional local match under the Grant and for continuing to construct the project and perform the duties required under the Grant.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby agrees to accept the additional \$150,000 allocation from the Commonwealth Transportation Board to be used for the Huckleberry Trail Extension Project and enter into the Amendment to the County's Agreement with VDOT conditioned upon the Town of Christiansburg agreeing to pay any required additional local match and agreeing to be responsible for constructing and administering the Project, and further authorizes the County Administrator to execute the Amendment on behalf of the County.

Supervisors Gabriele made a motion to consider the Parks & Recreation resolution at this time. He stated he supports this transfer and wanted to highlight how the Parks & Recreation Department has been underfunded in the past and he is glad to see additional funding being allocated to Parks and Recreation. He also urged the Board to keep in mind during the upcoming budget session that Parks and Recreation is vastly underfunded and he hopes they will keep in mind that they need to do more in the future. The County needs to better serve the citizens in this area.

A-FY-13-52
PARKS AND RECREATION
TRANSFER FROM SPECIAL CONTINGENCIES

On a motion by Matthew R. Gabriele, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

FROM:

960	Special Contingencies	(\$147,867)
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TO:

700	Parks and Recreation	\$147,867
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Said resolution transfers funds from Special Contingencies to Parks and Recreation to support additional activities in this division.

The vote on the forgoing resolution was as follows:

AYE

Annette S. Perkins
William H. Brown
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
Gary D. Creed
James D. Politis

NAY

None

OLD BUSINESS

ORD-FY-13-10

**AN ORDINANCE AMENDING CHAPTER 10, ENTITLED ZONING
OF THE CODE OF THE COUNTY OF MONTGOMERY, VIRGINIA
BY AMENDING SECTION 10-44 BY ALLOWING
CERTAIN IDENTIFIED ALTERNATIVE PAVING MATERIALS WHEN
COMPLYING WITH PAVED SURFACE REQUIREMENTS AND
BY EXEMPTING CERTAIN USES DEEMED TO BE OF A RURAL NATURE
WITH INTERMITTENT USE FROM THE REQUIREMENTS TO
PROVIDE A PAVED SURFACE**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Chapter 10, entitled Zoning, Section 10-44 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

Sec. 10-44. - Off-street parking and loading.

(1) *Applicability.* There shall be provided at the time of erection of any building or use, or at the time any building or use is enlarged, minimum permanent off-street parking and loading space in the amount specified in the requirements of this section. Such parking and loading requirements shall apply only to new construction or expansion of an existing use. In the case of an expansion of an existing use, only the expansion shall be required to meet these regulations. The existing use and parking areas shall be deemed to be exempt from said regulations.

(2) *General provisions.*

(a) *Location.* All required off-street parking spaces required herein shall be located on the same lot as the structure or use to which they are accessory, or on a lot contiguous thereto which has the same zoning classification and is under the same ownership, except that the zoning administrator may authorize an alternative

location provided that the required parking spaces are located within five hundred (500) feet walking distance of a building entrance to the use that such space serves, and that ownership arrangements are made so as to assure the permanent availability of such spaces to the satisfaction of the administrator.

(b) *Shared parking.* Required off-street parking spaces may be provided cooperatively for two (2) or more uses, subject to arrangements that will assure the permanent availability of such spaces to the satisfaction of the administrator. The amount of such combined space shall equal the sum of the amounts required for the separate uses, provided, however, that the administrator may reduce the total number of spaces if the administrator determines that some or all of the spaces may serve two (2) or more uses by reason of the daily hours of operation or seasonal activity of such uses.

(bb) *Mass transportation or alternate transportation plan.* The minimum number of parking spaces may be reduced up to twenty (20) percent upon approval by the zoning administrator of an acceptable mass transportation or alternative transportation plan that adequately documents a reduced need for parking by demonstrating that potential visitors to the site, including residents, employees and customers will be using mass transportation or alternative transportation to visit the site. The zoning administrator shall review and approve each request for a reduction in parking spaces under this section. The applicant making the request shall be responsible for providing the transportation plans and other documentation that may be required by the zoning administrator to evaluate the request. Each site that is granted a reduction in the minimum number of parking spaces by the zoning administrator shall reserve sufficient open space on the site and on the site plan to accommodate the number of parking spaces that were not required to be constructed should the parking spaces have to be constructed at a later date.

(c) *For operable vehicles only.* All required off-street parking spaces shall be used solely for the parking of operable vehicles. No vehicle repair work except emergency service shall be permitted on any required off-street parking facility.

(d) *Access.* Driveway openings through the curb shall be a maximum of two (2) per parking lot, excluding shopping center parking lots. There shall be not less than twenty-five (25) feet between driveway openings and there shall be not less than twelve and one-half (12½) feet from any driveway opening to any property line. No driveway opening shall be less than twelve (12) feet in width. Landscaping, curbing or approved barriers shall be provided along lot boundaries to control entrance and exit of vehicles or pedestrians. All driveway openings

shall comply with all applicable state regulations including, but not limited to, those of the state department of transportation.

(e) *Surfacing.* Any public off-street parking area shall be surfaced to provide a durable and dustless surface, shall be graded to dispose of all surface water accumulation within the area, unless such surface water accumulation is part of a designed stormwater runoff control measure, and shall be arranged and marked to provide safe and orderly loading, unloading, movement, parking and storage of vehicles. At a minimum, surface treatment shall be equal to a prime and double seal. Alternative paving materials may also be used as described below.

An alternative paving material is one of the following: porous asphalt; porous concrete; permeable interlocking pavers; permeable pavers; hard surface elastomeric paving; restrained systems (a plastic or concrete grid system confined on all sides to restrict lateral movement and filled with gravel or grass in the voids); or recycled rubber. Alternative paving materials are permitted for use in every parking area, automobile storage area, automobile, manufactured home or trailer sales area and driveways, subject to the following:

1. Any product installed within areas designated as a fire lane must be approved by the local fire department and County Emergency Services Coordinator.
2. Permeable interlocking concrete pavers and permeable pavers shall have a minimum thickness of 80mm (3.14 inches).
3. Products and underlying drainage material shall be installed per manufacturer's specifications. Sub-grade soils shall be compacted as required per the product installation specifications. Copies of specifications shall be provided to zoning administrator as part of site plan submittal.

Exemption from paved surfacing requirement. The following uses are deemed to be of a rural nature with intermittent use and are exempt from the requirement to provide a paved surface and may have parking areas comprised of decomposed granite, crushed rock or gravel:

- Bed and breakfast inn (A-1 and C-1 Districts only)
- Campground
- Camp, boarding
- Cemetery
- Churches with an approved occupancy in the main assembly room not exceeding 150 people

- Civic club, private club or lodge with an approved occupancy in the main assembly room not exceeding 150 people
- Contractor's Storage Yard (A-1 District only)
- Farm Enterprise
- Livestock market
- Natural Area
- Park, lighted or unlighted
- Playground, lighted or unlighted
- Sawmill
- Slaughterhouse (A-1 District only)

Decomposed granite, crushed rock and gravel may also be used as an alternative paving material for areas designated as storage areas and not used for parking or drive access aisles as shown on an approved site plan for developments on commercial and industrial zoned lots. These materials shall not be allowed for parking areas or drive access aisles required by this chapter unless the adjoining access road is gravel.

(f) *Additional requirements.* There shall be the following additional requirements for parking lots with ten (10) or more parking spaces:

1. *Marking.* Parking spaces in lots of ten (10) or more spaces shall be delineated by painted lines, curbs, bumper blocks, vertical lines on continuous curbing or other appropriate means of marking.
2. *Lighting.* Any lights used to illuminate any parking area shall ~~be so arranged and shielded as to confine all direct light entirely within the boundary lines of the parking area.~~ comply with Section 10-46(9) of this chapter and shall not cause illumination in excess of 0.25 footcandles above background light levels measured at the boundary of any commercial or industrial use abutting any residential use or at the lot line with any residential district, or, in residential or agricultural districts, at the lot line of any adjacent lot.
3. *Parking in setback or yard.* No parking or visual barrier shall be less than eight (8) feet from an abutting lot or right-of-way.
4. *Minimum size of all parking and maneuvering space.* All individual parking spaces shall be a minimum of nine (9) feet by eighteen (18) feet. Parallel spaces shall be a minimum of eight (8) feet by twenty (20) feet. The minimum aisle space for ninety-degree parking shall be twenty-four (24) feet in width. The minimum aisle space for sixty-degree parking shall be twenty-three (23) feet in

width. The minimum aisle space for thirty-degree parking shall be seventeen (17) feet in width. For any parking area in which the degree of angular parking varies from the specifications above, the aisle width shall be calculated by using a ratio of the above specifications; however, in no case shall the aisle width be less than sixteen (16) feet.

5. *Landscaping.* Parking areas shall be landscaped according to the provisions of [Section 10-43](#).

(g) *[Commercial and retail uses.]* All commercial and retail uses shall leave enough contiguous, undeveloped, and suitable reserve land for a parking lot so the minimum parking lot requirements, one (1) space for each two hundred (200) square feet of retail floor space, can be met if the commercial or retail use changes in the future.

(3) *Required parking and loading spaces.* The tables in this section establish the minimum requirements for off-street parking and loading, subject to all of the pertinent provisions contained herein and to the following:

(a) *Uses not listed.* The zoning administrator shall determine the required parking and loading requirements for uses not specifically listed in the tables herein, based upon the most similar uses that are listed.

(b) *Computation.* The computation of the minimum off-street parking and loading requirements for each permitted use shall be based upon the standards in the following tables, subject to the adjustments and/or minimum required or allowed in this section, and to the definitions of "gross floor area" and "gross leasable area" in accord with article VI.

Required Parking and Loading Spaces by Use Category

Use	Parking Spaces Required	Loading Spaces Required
<i>Residential and Lodging Uses</i>		
Dwelling, single-family detached	2.0 per dwelling unit	None
Mobile (manufactured) home	2.0 per dwelling unit	None
Dwelling, single-family attached (townhouse)	2.5 per dwelling unit***	None
Dwelling, two-family (duplex)	2.5 per dwelling unit	None
Dwelling, multifamily (apt.)		
Up to one bedroom	1.5 per dwelling unit	None
Two or three bedrooms	2.0 per dwelling unit	None

Four or more bedrooms	2.5 per dwelling unit	None
Accessory dwellings	1.0 per dwelling unit	None
Dormitory	1.0 per resident, plus 1.0 per employee	1.0
Congregate care facilities	0.50 per resident, plus 1.0 per employee	1.0
Nursing home	0.15 per resident, plus 1.0 per employee	1.0
Commercial lodging facilities	1.1 per guest room including ADA requirements	As required for associated functions such as restaurants, meeting rooms, etc.
Day care facilities	0.1 per the number of children allowed at the facility, plus 1.0 per employee	None
<i>Commercial and Public Uses</i>		
General and convenience retail (books, gifts, clothing, paint and wall coverings, toys, discount merchandising, groceries, liquor, laundry, etc.)	4.0 per 1,000 sq. ft. GLA**, less storage areas, Minimum 4.0 spaces	1.0 for first 10,000 sq. ft.; 1.0 per each additional 20,000 sq. ft.
Service retail (drapery services, printing, shoe repair, key and lock, upholstery, etc.)	3.0 per 1,000 sq. ft. GLA**, less storage areas, Minimum 3.0 spaces	1.0 for first 10,000 sq. ft.; 1.0 per each additional 20,000 sq. ft.
Carpet and furniture	2.0 per 1,000 sq. ft. GFA*, Minimum 3.0 spaces	
Hard goods retail (auto parts, hardware, lumber, cabinets, plumbing, glass, etc.)	3.5 per 1,000 sq. ft. GFA*, Minimum 4.0 spaces	1.0 for first 10,000 sq. ft.; 1.0 per each additional 20,000 sq. ft.
Shopping center	4.0 per 1,000 sq. ft. GLA** for centers up to 100,000 sq. ft., 5.0 per 1,000 sq. ft. GLA** for centers over 100,000 sq. ft.	1.0 per 50,000 sq. ft.; for up to 100,000 sq. ft., plus 1.0 per 100,000 sq. ft. thereafter
Vehicle sales and/or service	1.0 per 500 sq. ft. of enclosed sales/rental floor area, plus 1.0 per 2,500 sq. ft. of open display area, plus 2.0 spaces per service bay, plus 1.0 per employee, and not less than 5.0 spaces	1.0 per 25,000 GFA*
Temporary retail	As determined by the zoning administrator	As determined by the zoning administrator
Restaurant, full-service	1.0 per 50 sq. ft. of dining and/or drinking space, Minimum 3.0 spaces	1.0 per 40,000 sq. ft. GFA*
Restaurant, limited-service	1.0 per 40 sq. ft. of dining and/or drinking space, Minimum 3.0 spaces	1.0 with indoor seating
Restaurant, drive-in	1.0 per employee on the largest shift, Minimum 3.0 spaces	1.0 with indoor seating; none with no indoor seating
Financial institutions	2.5 per 1,000 sq. ft. GFA*; stacking space for drive-through windows to be determined by the zoning administrator	None for first 10,000 sq. ft. GFA*; then 1.0 per 50,000 sq. ft.
General offices	4.0 per 1,000 sq. ft. GFA* up to 30,000 sq. ft.; 3.0 per 1,000 sq. ft. thereafter	None for first 30,000 sq. ft. GFA; then 1.0 per 100,000 sq. ft. thereafter

Medical offices	6.0 per 1,000 sq. ft. GFA* for first 5,000 sq. ft., plus 3.0 per 1,000 sq. ft. thereafter	None for first 5,000 sq. ft. GFA*; then 1.0 per 100,000 sq. ft. thereafter
Government uses	>4.0 per 1,000 sq. ft. GFA* for administrative offices, or as determined by the zoning administrator	As determined by the zoning administrator
Educational uses		
Elementary and middle schools	One space for each classroom, plus one additional space for each employee on the largest shift	1.0 per 100,000 GFA*
High schools	One space per 8 students based on the design capacity, plus one additional space for each employee on the largest shift	1.0 per 100,000 GFA*
Adult education facilities	One space per 2 students based on the design capacity of the building, plus one additional space for each employee on the largest shift	1.0 per 100,000 GFA*
Public assembly	0.25 per person in permitted occupancy, plus 1.0 space per employee	1.0 per 100,000 GFA*
Churches	1.0 per each 5 seats or per 10 feet of bench length in the main assembly room	None
Public recreation; private club or lodge	0.3 per person in permitted occupancy, plus 1.0 space per employee	1.0 per 100,000 GFA*
Hospital	1.5 per employee on main shift; plus 0.5 per bed for in-patient services; plus 1.5 per 250 sq. ft. for out-patient services	1.0 per 100,000 GFA*
Manufacturing	1.2 per employee on main shift, plus any required spaces for office, sales or similar space	1.0 per 25,000 sq. ft. GFA* up to 500,000 sq. ft., plus 1.0 per 50,000 sq. ft. thereafter
Mini-warehouse	1.0 per 25 storage units; plus 3.0 spaces at the office	None
Storage warehouse, wholesale	1.0 per employee on main shift, plus any required spaces for office, sales, or similar space	1.0 per 25,000 sq. ft. GFA* up to 500,000 sq. ft., plus 1.0 per 50,000 sq. ft. thereafter

*Gross Floor Area, interior

**Gross Leasable Area

***Driveways to unit with garage countable as one space if driveway constructed to permit vehicle to pass space/ parked vehicle.

The vote on the forgoing ordinance was as follows:

AYE

Matthew R. Gabriele
Gary D. Creed
Annette S. Perkins
William H. Brown
Mary W. Biggs
Christopher A. Tuck
James D. Politis

NAY

None

NEW BUSINESS

**R-FY-13-53
APPOINTMENTS
WESTERN VIRGINIA REGIONAL JAIL AUTHORITY**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints/reappoints the following individuals to the Western Virginia Regional Jail Authority effective January 1, 2013 and expiring December 31, 2013:

Sheriff Tommy Whitt

Chief Deputy Robert L. Hall (alternate)

William H. Brown, Board of Supervisors

Gary D. Creed (alternate)

F. Craig Meadows, Staff Member

L. Carol Edmonds (alternate)

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

BE IT FURTHER RESOLVED, The expiration of a Board of Supervisors term in office shall constitute a voluntary resignation from any board/commission/authority appointment as a representative of Montgomery County.

BE IT FURTHER RESOLVED, That all annual appointments to the Western Virginia Regional Jail Authority shall be made by the Board of Supervisors prior to January 1 of the effective year.

The vote on the forgoing resolution was as follows:

AYE	NAY
Gary D. Creed	None
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
James D. Politis	

R-FY-13-54
RESOLUTION OF RECOGNITION
DAVID AND LINDSAY WEST

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, David and Lindsay West moved to Montgomery County in 1962 when David joined the faculty at Virginia Tech, and immediately became involved in the community; and

WHEREAS, Since 1962, ***David and Lindsay West*** have served Montgomery County for 50 years in numerous capacities; and

WHEREAS, These years of service have been marked by exemplary dedication to the best interests of the community, and ***David and Lindsay West*** have worked constantly for the betterment of Montgomery County's economic, cultural and aesthetic development; and

WHEREAS, In fulfilling a desire to give back to her community, ***Lindsay West*** served as a member of the Montgomery County Board of Supervisors from 1976 to 1987, including serving as Chair from 1979-1981 and 1986-1987 and Vice-Chair from 1976-1978, and during her tenure, devoted her time and interest to concerns of the citizens of Montgomery County; and

WHEREAS, Lindsay West has provided leadership to the County's social services efforts, the New River Community Action, and was instrumental in helping form the Community Foundation; and

WHEREAS, David West has dedicated his professional life as a faculty member in the Virginia Tech Biology Department and has contributed to the promotion of wilderness, trails, preservation of hiking trails and the national forest; and

WHEREAS, David and Lindsay West were instrumental in the renovation of the Lyric Theatre and have been actively committed and involved in the arts community, and

WHEREAS, *David and Lindsay West* have been active in the advancement of civil rights in the Town of Blacksburg and Montgomery County for almost five decades; and

WHEREAS, *David and Lindsay West* have devoted their lives to the betterment of Montgomery County and have earned the respect and admiration of all our citizens by their whole-hearted dedication to numerous projects; and

WHEREAS, The Board of Supervisors desires to publicly recognize and show their appreciation to ***David and Lindsay West*** for the great impact they have made on our community not only for the past 50 years, but for many years to come.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery Virginia, does hereby recognize ***David and Lindsay West*** for their dedication and leadership for the past 50 years in making Montgomery County a better community.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***David and Lindsay West*** and that a copy be a part of the official Minutes of Montgomery County.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
James D. Politis	

**R-FY-13-55
RESOLUTION RECOGNIZING THE
AUBURN HIGH SCHOOL
GIRLS VOLLEYBALL TEAM
STATE CHAMPIONS**

On a motion by Mary W. Biggs, seconded by Christopher A. Tuck and carried unanimously,

WHEREAS, Excellence and success in competitive sports can be achieved only through strenuous practice, team play and team spirit; and

WHEREAS, Athletic competition enhances the moral and physical development of the young people in Montgomery County, preparing them for the future by instilling in them the value of teamwork, a sense of fair play and competition; and

WHEREAS, On November 17, 2012 the ***Auburn High School*** girls volleyball team, the ***Eagles***, won the Group A, Division 1, state championship; and

WHEREAS, The Board of Supervisors desires to publically recognize and pay tribute to those young people who, achieving outstanding success in athletic competition, have inspired and brought pride to their school and Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia, that the Board of Supervisors finds it appropriate to acknowledge and applaud the ***Auburn High School Eagles*** Girls Volleyball Team for winning the Group A, Division 1, state championship which exemplifies their remarkable athletic talents and serves as examples of the exceptional quality of the youth of Montgomery County.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to the ***Auburn High School Eagles*** and that a copy be a part of the official Minutes of Montgomery County.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
William H. Brown	None
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
Annette S. Perkins	
James D. Politis	

R-FY-13-56
RESOLUTION RECOGNIZING
THE BLACKSBURG HIGH SCHOOL
BOYS AND GIRLS STATE CHAMPION CROSS COUNTRY TEAMS

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, Excellence and success in competitive sports can be achieved only through strenuous practice, team play and team spirit; and

WHEREAS, Athletic competition enhances the moral and physical development of the young people in Montgomery County, preparing them for the future by instilling in them the value of teamwork, a sense of fair play and competition; and

WHEREAS, On November 10, 2012, the ***Blacksburg High School Boys Cross Country team*** won the Group AA state championship and the ***Blacksburg High School Girls Cross Country team*** won the Group AA state championship; and

WHEREAS, The Board of Supervisors desires to publically recognize and pay tribute to those young people who, achieving outstanding success in athletic competition, have inspired and brought pride to their school and Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia, that the Board of Supervisors finds it appropriate to publically acknowledge and applaud the **Blacksburg High School Bruins Boys and Girls Cross Country teams** for winning the Group AA State Championship which exemplifies their remarkable athletic talents and for serving as examples of the exceptional quality of the youth of Montgomery County.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to the **Blacksburg High School Bruins** and that a copy be a part of the official Minutes of Montgomery County.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Mary W. Biggs	None
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
Annette S. Perkins	
William H. Brown	
James D. Politis	

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported on the following:

- Public Hearing – Upcoming 2013-2014 Fiscal Year Budget is scheduled for January 14, 2013.
- First of two strategic planning sessions for Montgomery Regional Tourism is scheduled for December 18, 2012.
- Wished everyone a Merry Christmas and Happy New Year.

BOARD MEMBERS REPORTS

Supervisor Tuck no formal report but encouraged everyone who needs presents wrapped for the holidays to stop by the Montgomery County Emergency Assistance Program(MCEAP) wrapping booth located in the New River Valley Mall. They will wrap all your gifts for a nominal fee and all proceeds go to MCEAP to help with their services.

Supervisor Brown – attended the Riner Volunteer Rescue Squad's annual awards dinner on December 8, 2012. The Board of Supervisors approved their independence from the Christiansburg Rescue Squad two years ago. RVRS started out with 19 volunteers and currently they have 39 volunteers and have answered 357 calls. Supervisor Brown thanked all the volunteers for their dedicated service to the citizens of Montgomery County.

New River/Mount Rogers Workforce Development Board has entered into an agreement with the Office of Economic Development at Virginia Tech in order to develop a skills gap analysis for the 13 participating jurisdictions in the New River/Mount Rogers area. The study will cost \$72,000 with VT contributing \$18,000. The New River/Mount Rogers Workforce Development Board will present the findings of the skills gap analysis to each jurisdiction.

Western Virginia Emergency Medical Services Council Supervisor Brown distributed a copy of their annual report.

County Conversations – Supervisor Brown thanked the staff for making the County Conversations meetings successful. Their hard work and dedicated service has not gone unnoticed.

Supervisor Brown conveyed his best wishes to all county employees. He thanked them for another great year of service to our citizens. May your holiday be filled with joy and the coming year be overflowing with all good things that life may have to offer.

Supervisor Biggs reported that Neal Turner resigned from the Community Services Board due to other commitments. She thanked Mr. Turner for his service to the CSB. She sent out an open invitation to any county citizen who may be interested in serving, to apply for this vacant position.

Supervisor Biggs also stated that the Board of Supervisors has always sent a letter of condolences to other localities who have seen tragedies and that they will also send a letter to Newtown, Connecticut. She wanted to speak, as an elementary school teacher, about how sicken she felt on Friday when learning about the tragedy in Newtown and how emotional it was to attend school today. She wanted to personally thank all school employees for keeping our children safe and that we owe them a great deal of gratitude. They have experienced several lock downs since the VT tragedy. She believes that no one should have the ability to purchase assault weapons. Now is the time to stop talking and start taking action.

Supervisor Biggs wished everyone a happy holiday but also asked everyone to give pause over the holidays and think about the first responders, school employees, and families affected by these tragedies.

Supervisor Perkins echoed Supervisor Biggs' comments. It had never occurred to her when she started teaching that schools would not be safe. Over the course of years things have changed and they do everything they can to keep our children safe. Supervisor Perkins talked about the experiences during her employment with the school system.

Supervisor Perkins also thanked county staff for all they do and thanked staff for the county employee holiday dinner. She wished everyone a Merry Christmas and Happy New Year.

Supervisor Creed echoed comments made about the Newtown, CT. tragedy. He also wished everyone Happy Holidays.

Supervisor Gabriele attended the School Board meeting and there was not a lot of discussion.

He noted the following upcoming events:

- January 4, 2013 at Virginia Western College – Public Hearing on the Governor’s FY 2013-2014 Budget.
- January 19, 2013 the NAACP is hosting a public event on the Disparity of Race in Montgomery County.

Supervisor Gabriele also commented on the tragedy in Newtown, CT. and stated that we should not forget the recent shooting at a mall in Oregon either. He requested that the letter of condolence to Newtown also include language condemning assault weapons. He agreed with Supervisors Biggs and Perkins that the time for speaking is over and now we need to see action. The nation needs to focus on mental health services and it is disturbing to see that the Governor of Virginia has cut funds for mental health services in the upcoming budget.

Supervisor Politis echoed everyone’s remarks. He sends his condolences to the people in Newtown, CT.

He wished everyone a Merry Christmas and Happy New Year.

ADJOURNMENT

The Chair declared the Board adjourned to Monday, January 14, 2013 at 6:00 p.m.

The meeting adjourned at 9:10 p.m.

APPROVED _____	ATTEST: _____
James D. Politis Chair	F. Craig Meadows County Administrator